

08/18/03
14230 U.S. PTO

Practitioner's Docket No. 6523-10-CON-CON

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Bernie Garceau

For (title): IMPROVED SCISSOR JACK

1. Type of Application

This application is for a continuation.

2. Benefit of Prior U.S. Applications (35 U.S.C. §§ 119(e), 120, or 121)

The new application being transmitted claims the benefit of prior U.S. applications. Enclosed are ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S. APPLICATIONS CLAIMED.

EXPRESS MAILING UNDER 37 C.F.R. § 1.10*

(Express Mail label number is *mandatory*.)

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I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date August 18, 2003 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV 265424021US.

Mark A. Watkins
Type or print name of person mailing paper

Date: August 18, 2003

Mark A. Watkins
Signature of person certifying

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3. Papers Enclosed

- A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

9 Page(s) of Specification
02 Page(s) of Claims
2 Sheet(s) of Drawing(s)--Formal

- B. Other Papers Enclosed

3 Page(s) of declaration and power of attorney
1 Page(s) of abstract
3 Page(s) of Copy of Assignment filed in parent case

4. Additional Papers Enclosed

Information Disclosure Statement (37 C.F.R. § 1.98)

Form PTO-1449 (PTO/SB/08A and 08B)

5. Declaration or Oath

Enclosed

Executed by:

Bernie Garceau

6. Inventorship Statement

The inventorship for all the claims in this application is the same.

7. Language

English

8. Assignment

An assignment of the invention to Norco Industries, Inc. is attached. A separate FORM PTO 1595 is also attached.

9. Fee Calculation (37 C.F.R. § 1.16)

Regular Application									
CLAIMS AS FILED									
		Number Filed		Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$750.00	
Total Claims (37 C.F.R. § 1.16(c))		12	- 20	= 0	x \$	0.00	= \$	0.00	
Independent Claims (37 C.F.R. § 1.16(b))		2	- 3	= 0	x \$	0.00	= \$	0.00	
Multiple Dependent Claim(s), if any (37 C.F.R. § 1.16(d))						***NV 37 CFR \$1;16;d;2***	\$	0.00	
Filing Fee Calculation								\$750.00	

10. Assertion of Small Entity Status

Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.
Status as a small entity was asserted in the prior application 10/123,739 filed on April 16, 2002 from which benefit is being claimed for this application under 35 U.S.C. § 119(e) which status as a small entity is still proper and asserted for this application.

A copy of the written assertion of small entity filed in the prior application is included.

Filing Fee Calculation (50% of above Filing Fee Calculation) \$375.00

11. Fee Payment Being Made at This Time

Enclosed

Filing Fee \$375.00

Total Fees Enclosed \$375.00

12. Method of Payment of Fees

Attached is a check in the amount of \$375.00.

Charge any additional fees required by this paper or credit any overpayment to Account No. 15-0450.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bernie Garceau

Application No.: 10/123,739

Filed: April 16, 2002

For: IMPROVED SCISSOR JACK

Group No.: 3723

Examiner: Shanley, Daniel

Commissioner for Patents

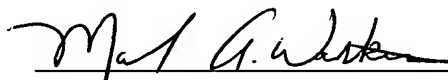
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Alexandria, VA 22313-1450

NOTIFICATION OF FILING OF CONTINUING,
DIVISIONAL OR CONTINUED PROSECUTION APPLICATION

Notification is hereby being made of the filing of a continuation application for this case concurrently herewith.

Date: August 18, 2003


Signature of Practitioner

Reg. No.: 33,813

Tel. No.: 330-864-5550

Customer No.: 021324

Mark A. Watkins
HAHN LOESER & PARKS LLP
1225 West Market Street
Twin Oaks Estate
Akron, OH 44313-7188

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

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Express Mail certification is optional.)*

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TRANSMISSION

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Signature

Date: Aug 18, 2003

Mark Watkins
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.
APPLICATIONS CLAIMED
(37 C.F.R. § 1.78)**

13. Relate Back

B. 35 U.S.C. Sections 120, 121 and 365(c)

This is a continuation of pending Application No. 10/123,739, which was filed on April 16, 2002, which in turn was a continuation of Application No. 09/200,375, which was filed on November 24, 1998 and issuing as U.S. Patent No. 6,527,251, of which Application 09/843,975, filed on April 26, 2001 and issuing as U.S. Patent No. 6,375,161, was also a continuation thereof.

14. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

- (a) This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor in this application is the same.

15. Small Entity (37 C.F.R. § 1.28(a))

Applicant has established small entity status by the filing of a statement in parent application 10/123,739 on April 16, 2002.

A copy of the statement previously filed is included.

16. NOTIFICATION IN PARENT APPLICATION OF THIS FILING

A notification of the filing of this continuation is being filed in the parent application, from which this application claims priority under 35 U.S.C. § 120.

Date: August 18, 2003



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